



5-4-07

JPW

Attorney Docket No.: 10006-005A (formerly IMAT.001A)

Customer No. 51,476

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : A. Carleton Elliott et al.  
Appl. No. : 10/773,757  
Filed : February 6, 2004  
For : COMPRESSION POST FOR  
STRUCTURAL SHEAR WALL  
Examiner : Chi Q. Nguyen  
Group Art Unit : 3635  
Confirmation No. : 4027

Certificate of Express Mail Under  
37 C.F.R. § 1.10

Express Mail No. EV 676 631 737 US

I hereby certify that this correspondence and all  
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Commissioner for Patents, P.O. Box 1450,  
Alexandria, Virginia 22313, on:

MAY 3, 2007

(Date)

Jerry Turner Sewell  
Jerry Turner Sewell, Reg. No. 31,567

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants are enclosing the following documents for filing in the above-identified  
patent application:

*Revocation and Power of Attorney* with copy of Assignment (3 pages total);

*Request for Correction of Inventor's Name* (1 page); and

A return prepaid postcard.

No fee is believed to be due for this submission; however, if any additional fee is  
due at this time, the Commissioner is authorized to charge the undersigned's Deposit  
Account No. **503550** for any such fee.

Respectfully submitted,  
Attorney for Applicants

Jerry Turner Sewell  
Jerry Turner Sewell  
Registration No. 31,567  
Customer No. 51,476  
949-433-2849

MAY 3, 2007  
Date



10006-005A (formerly IMAT.001A)

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants	:	A. Carleton Elliott et al.
Appl. No.	:	10/773,757
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**ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the Assignee below. A true copy of the original Assignment of the above-captioned application from the inventors to the Assignee is attached hereto. The Assignment is recorded at Reel 015779, Frame 0292 in the assignment records of the United States Patent and Trademark Office.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints:

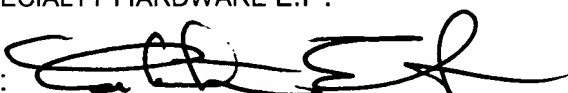
**Jerry Turner Sewell**  
**Customer No. 51,476**

as its attorney with full power of substitution and revocation to prosecute this application and to transact all business in the United States Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventors and their attorney(s) in accordance with 37 CFR §3.71.

Please use **Customer No. 51,476** for all communications.

SPECIALTY HARDWARE L.P.

Dated: 4/27/07

By: 

A. Carleton Elliott  
117 1/2 54<sup>th</sup> Street  
Newport Beach, California 92663-2225

Application No.: 10/773,757  
Filing Date: February 6, 2004

COPY

Client Code: IMAT.001A  
Page 1 of 2

ASSIGNMENT

WHEREAS, We, A. Carleton Elliott, a United States citizen, residing at 117½ 54<sup>th</sup> Street, Newport Beach, California 92663-2225, Allan J. Swartz, a United States citizen, residing at 610 Rockinghorse Road, Gardnerville, Nevada 89410 and Gregory Kulpa, a United States citizen, residing at 18092 Bigelow Park, Tustin, California 92780, have invented certain new and useful improvements in a **COMPRESSION POST FOR STRUCTURAL SHEAR WALL**, for which we have filed United States Patent Application No. 10/773,757 on February 6, 2004;

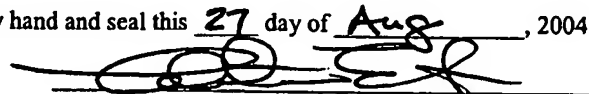
AND WHEREAS, Specialty Hardware L.P. (hereinafter "ASSIGNEE"), a California Limited Partnership, with its principal place of business at 117½ 54<sup>th</sup> Street, Newport Beach, California 92663, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE DO HEREBY sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said Letters Patent before or after issuance.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 27 day of Aug, 2004.

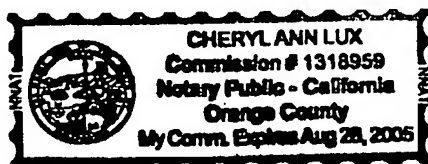
  
A. Carleton Elliott

STATE OF CALIFORNIA }  
COUNTY OF ORANGE } ss.

On Aug. 27 2004, before me, Cheryl Ann Lux, personally appeared A. Carleton Elliott, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in he authorized capacity(ies), and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

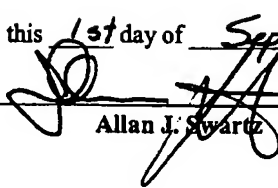
[SEAL]



Cheryl Ann Lux  
Notary Signature

COPY

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 1st day of September, 2004.

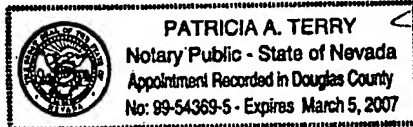
  
Allan J. Swartz

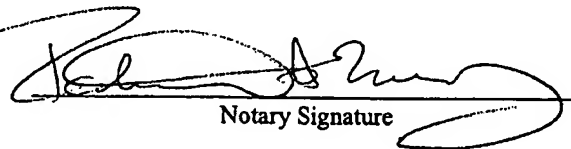
STATE OF NEVADA }  
COUNTY OF Douglas } ss.

On 9/1/04, before me, Patricia A. Terry, personally appeared Allan J. Swartz, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in he authorized capacity(ies), and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.


WITNESS my hand and official seal.

[SEAL]



  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 31st day of August, 2004.

  
Gregory Kulpa

STATE OF CALIFORNIA }  
COUNTY OF ORANGE } ss.

On 8/31/04, before me, Kristin Masters, notary public, personally appeared Gregory Kulpa, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in he authorized capacity(ies), and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

  
Notary Signature





## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : A. Carleton Elliott et al.  
Application No. : 10/773,757  
Filing Date : February 6, 2004  
For : COMPRESSION POST FOR STRUCTURAL  
SHEAR WALL  
Examiner : Chi Q. Nguyen  
Group Art Unit : 3635  
Confirmation No. : 4027

## REQUEST FOR CORRECTION OF SPELLING OF INVENTOR'S NAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants respectfully request correction of the family name of the first-named inventor in the records for the above-identified patent application.

The correct spelling of the family name of the first-named inventor is ELLIOTT (with two Ts rather than with one T). The name is spelled correctly on all the formal documents submitted with the application other than in one location on the original transmittal sheet. In particular, the name is spelled correctly on the signed *Declaration*.

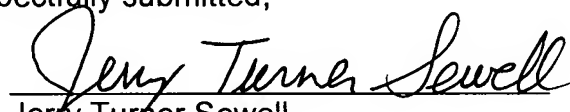
No fee is believed to be required for this request; however, if a fee is required, the *Transmittal Letter* submitted herewith includes an authorization to charge the undersigned's deposit account for the fee.

Please call the undersigned attorney of record at 949-433-2849 if any issues arise with respect to the requested correction.

Respectfully submitted,

Dated: MAY 3, 2007

By:

  
Jerry Turner Sewell  
Registration No. 31,567  
Customer No. 51476  
949-433-2849